THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.9344 OF 2007

Dated 27th April 2007

Between:

K.Rajeswara Rao

…Petitioner

and

The Superintending Engineer, Operation
APEPDCL, Rajahmundry, E.G.District & others.

…Respondents

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O R D E R:

The petitioner is a lessee, in respect of premises situated by the side of main road at Ravulapalem village of East Godavari District. It is connected with power supply, through S.C.No.2150. The premises were inspected on 14.2.2007, and on noticing that the acts of pilferage were going on, the 3rd respondent issued a notice of provisional assessment, for a sum of Rs.81,844/-. The petitioner was required to pay half of that amount, if he wants continuity of power supply. The same is challenged in this writ petition.

Heard the learned counsel for the petitioner and learned Standing Counsel for the respondents.

The allegation against the petitioner is yet to be verified, with reference to the explanation, which he may offer. It is represented that

the petitioner started his business hardly two weeks ago, and that he did not tamper with the existing establishment, at all. Having regard to the facts and circumstances of the case, this court is of the view that the interests of the parties can be protected, by directing the petitioner to pay a sum of Rs.20,000/-, to enable continuity of power supply.

Hence, the writ petition is disposed of, directing that the respondents shall not disconnect the power supply, in case the petitioner deposits a sum of Rs.20,000/- (twenty thousand only) within one week from today. There shall be no order as to costs.

27th April 2007

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